

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**THERESA ALLEN, INDIVIDUALLY,
AND AS NEXT FRIEND TO
ELISHA TYRELL
ALLEN AND KATELYNN TYREAL
ALLEN
PLAINTIFFS,**

V.

**TEXAS DEPARTMENT OF FAMILY
AND PROTECTIVE SERVICES,
HOWARD BALDWIN
YOLANDA ALPOUGH, ADRIAN
HOMER, STEPHANIE HAMMON,
IVY CHAMBERS, AND UNKNOWN
COMMISSIONERS,
SUPERVISORS OR DIRECTORS OF
YOLANDA ALPOUGH, ADRIAN
HOMER AND STEPHANIE HAMMON
DEFENDANTS.**

CIVIL ACTION NO. 4:11 CV-04170

**ORDER ON DEFENDANTS' MOTION FOR SUMMARY JUDGMENT BASED
UPON QUALIFIED IMMUNITY**

Upon consideration of Defendants Yolanda Alpough, Adrian Homer, Stephanie Hammon, and Ivy Chamber's Motion for Summary Judgment Based Upon Qualified Immunity, it is hereby ORDERED that the Motion shall be denied.

IT IS SO ORDERED this _____ day of _____, 2013.

**HON. VANESSA GILMORE
UNITED STATES DISTRICT JUDGE**